MEMORANDUM

To: Dublin City Council
   Dana L. McDaniel, City Manager
   Anne Clarke, Clerk of Council

From: Jennifer D. Readler, Law Director
       Jesse J. Shamp

Date: July 2, 2019

Re: Coast Brands LLC Application for New D5J Liquor Permit

I. INTRODUCTION

The City of Dublin recently received a Notice to Legislative Authority ("Notice") from the Ohio Division of Liquor Control ("Division") concerning Coast Brands LLC ("Coast Brands"). Dublin received this Notice pursuant to R.C. 4303.26 because Coast Brands has applied for a new liquor permit and the proposed location for the permit premises is within the corporate limits of Dublin. As such, Dublin may request a hearing regarding the advisability of the issuance, transfer of ownership, or transfer of location of the permit.

II. BACKGROUND

A D5J permit is a liquor permit that is specific to Community Entertainment Districts ("CED"). A D5J permit is identical to a D5 permit but is CED-specific. It allows spiritous liquor for on premises consumption only; and beer, wine, and mixed beverages for on premises or off premises consumption in original sealed containers, until 2:30 a.m.

A CED is defined as a bounded area that includes or will include a combination of entertainment, retail, educational, sporting, social, cultural, or arts establishment within close proximity. This Council previously approved three CEDs in Dublin: (1) Scioto East CED; (2) Scioto West CED; and (3) Scioto North CED. The Division completed its process to create these CEDs and is now accepting D5J applications. Each CED has up to 15 available D5J permits so Council should expect to see several D5J permit requests in the future.

Coast Brands is a domestic limited liability corporation actively registered with the Ohio Secretary of State. The location designated for the permit premises is at 75 South High Street, Dublin, Ohio 43017 which falls within the Scioto West CED. It is also the former location of Ha’penny Bridge Imports of Ireland.
Below is a chart that tracks the D5J liquor permit applications that have been submitted for each CED. Coast Brand’s application is currently pending before the Division. Coast Brands does not have any other liquor permits and so does not have a history of violating Ohio liquor permit laws.

<table>
<thead>
<tr>
<th>Scioto North CED</th>
<th>Scioto West CED</th>
<th>Scioto East CED</th>
</tr>
</thead>
<tbody>
<tr>
<td>Vrable Vi Inc. DBA Digger &amp; Fitch</td>
<td>Cameron Mitchell Restaurants LLC DBA Exchange</td>
<td>Oakland Nursery Inc.</td>
</tr>
<tr>
<td>Harvest Dublin, LLC DBA Harvest Dublin</td>
<td>Bridge Park Hotel LLC DBA Dublin Bridge Park AC</td>
<td>Pins Mechanical Co. Dublin LLC</td>
</tr>
<tr>
<td>Dublin Arts Council</td>
<td>Vine and Tap LLC DBA Vine and Tap</td>
<td>Local Cantina Dublin LLC DBA Local Cantina</td>
</tr>
<tr>
<td>Fukuryu Ramen Dublin Inc. DBA Fukuryu Ramen</td>
<td>Coast Brands LLC (pending)</td>
<td>Z Cucina Dublin LLC DBA Z Cucina</td>
</tr>
<tr>
<td>A V Nail Spa Bridge Park Inc DBA Anthony Vince Nail Spa</td>
<td></td>
<td>4553 Bridge LLC DBA REBol Columbus</td>
</tr>
<tr>
<td>Cameron Mitchell Restaurants LLC DBA The Avenue Steak Tavern</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Dublin Irish Pub LLC DBA Fado</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Jordan Restaurant Group HQ LLC DBA Hen Quarter</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Revolucion Holdings LLC DBA Condado Tacos</td>
<td></td>
<td></td>
</tr>
<tr>
<td>No Soliciting Dublin (pending)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>6632 Longshore Venture LLC (pending)</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
III. RECOMMENDATION

It appears unnecessary to request a hearing in this matter because Coast Brands does not have a history of violating liquor laws in Ohio. Regardless of whether Dublin desires to request a hearing, the Notice must be signed and returned to the Ohio Division of Liquor Control by August 29, 2019.

Community Entertainment District (“CED”) Map
July 05, 2019

CLERK OF DUBLIN CITY COUNCIL
5200 EMERALD PARKWAY
DUBLIN OHIO 43017

Re: NEW D5J PERMIT #1587796
COAST BRANDS LLC
75 S HIGH ST
DUBLIN OH 43017

Dear Legislative Authority:

In reference to the above captioned application, and your request, a 30-day extension has been granted from 07/29/2019 to 08/29/2019.

If you should have any questions concerning this matter, please feel free to contact this office at the below address or phone number.

Licensing Processing Section

AK

Rev. 6-06
NOTICE TO LEGISLATIVE AUTHORITY

1587796 NEW
PERMIT NUMBER TYPE
COAST BRANDS LLC
75 S HIGH ST
DUBLIN OH 43017

FROM 06/27/2019

MAILED 06/27/2019 RESPONSES MUST BE POSTMARKED NO LATER THAN 07/29/2019

IMPORTANT NOTICE
PLEASE COMPLETE AND RETURN THIS FORM TO THE DIVISION OF LIQUOR CONTROL WHETHER OR NOT THERE IS A REQUEST FOR A HEARING.
REFER TO THIS NUMBER IN ALL INQUIRIES

B NEW 1587796

(MUST MARK ONE OF THE FOLLOWING)
WE REQUEST A HEARING ON THE ADVISABILITY OF ISSUING THE PERMIT AND REQUEST THAT THE HEARING BE HELD
☐ IN OUR COUNTY SEAT. ☐ IN COLUMBUS.

WE DO NOT REQUEST A HEARING. ☐ DID YOU MARK A BOX? IF NOT, THIS WILL BE CONSIDERED A LATE RESPONSE.

PLEASE SIGN BELOW AND MARK THE APPROPRIATE BOX INDICATING YOUR TITLE:

(Signature) ☐ Clerk of County Commissioner (Date)
☐ Clerk of City Council
☐ Township Fiscal Officer

CLERK OF DUBLIN CITY COUNCIL
5200 EMERALD PARKWAY
DUBLIN OHIO 43017
OHIO DEPARTMENT OF COMMERCE - DIVISION OF LIQUOR CONTROL
6606 Truxing Road, P.O. Box 4003, Reynoldsburg, Ohio 43068-9095

LIMITED LIABILITY COMPANY DISCLOSURE FORM
(This form must accompany all applications of an LLC business entity)

Name of Limited Liability Company: Coast Brands LLC
DBA Name: 
Permit Premises Address: 120 S. High St., Vandalia, OH 45377
City, State: Dublin, Ohio
Zip Code: 43017
Tax Identification No. (TIN): 
Email Address: 

Limited Liability Company ("LLC") - Chapter 1705 Ohio Revised Code. Indicate below the managing members, LLC Officers, and all persons with a 5% or greater membership or voting interest, and attach a copy of the Articles of Organization filed with the Ohio Secretary of State.

Please be advised that any social security numbers provided to the Division of Liquor Control in this application may be released to the Ohio Department of Public Safety, the Ohio Department of Taxation, the Ohio Attorney General, or to any other state or local law enforcement agency if the agency requests the social security number to conduct an investigation, implement an enforcement action, or collect taxes.

SECTION B. List the top five (5) officers of the captioned business. If an office is NOT held, please indicate by writing NONE.

<table>
<thead>
<tr>
<th>NAME OF OFFICER</th>
<th>SOCIAL SECURITY NUMBER</th>
<th>BIRTHDATE</th>
</tr>
</thead>
<tbody>
<tr>
<td>CEO</td>
<td>Dustin Snow</td>
<td></td>
</tr>
<tr>
<td>2) President</td>
<td></td>
<td></td>
</tr>
<tr>
<td>3) Vice-President</td>
<td></td>
<td></td>
</tr>
<tr>
<td>4) Secretary</td>
<td></td>
<td></td>
</tr>
<tr>
<td>5) Treasurer</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

SECTION C. List the managing members and all persons with a 5% or greater membership or voting interest in the LLC.

<table>
<thead>
<tr>
<th>NAME</th>
<th>SOCIAL SECURITY NUMBER</th>
<th>INTEREST</th>
</tr>
</thead>
<tbody>
<tr>
<td>1) Dustin Snow</td>
<td>Social Security No. (if individual)</td>
<td>Check All That Apply</td>
</tr>
<tr>
<td>Residence Address</td>
<td>110 W. Goodwin</td>
<td>Managing Member</td>
</tr>
<tr>
<td>City and State</td>
<td>Columbus, Ohio</td>
<td>Voting interest 100 %</td>
</tr>
<tr>
<td>Zip Code</td>
<td>43214</td>
<td>Membership interest</td>
</tr>
<tr>
<td>2) Dustin Snow</td>
<td>Social Security No. (if individual)</td>
<td>Check All That Apply</td>
</tr>
<tr>
<td>Residence Address</td>
<td>110 W. Goodwin</td>
<td>Managing Member</td>
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<td>City and State</td>
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<td>Voting interest</td>
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<tr>
<td>Zip Code</td>
<td>43214</td>
<td>Membership interest</td>
</tr>
</tbody>
</table>

STATE OF OHIO,
Franklin County,

I, Dustin Snow, being first duly sworn, according to law, depose and say that he/she is (Title) Owner

of the Coast Brands LLC, a business duly authorized by law to do business in the State of Ohio, and that the statements made in the foregoing affidavit are true.

(Signature) Dustin Snow (Print Name and Title) Dustin Snow Owner

Sworn to and subscribed in my presence this 22 day of May 2019.

(Notary Public) (Notary Expiration)

DLC 4022 EOG/ADA SERVICE PROVIDER FORTTY USERS DIAL 1-800-750-0750 REV. 02/2015
(J) Permit D-5j may be issued to the owner or the operator of a retail food establishment or a food service operation licensed under Chapter 3717. of the Revised Code to sell beer and intoxicating liquor at retail, only by the individual drink in glass and from the container, for consumption on the premises where sold and to sell beer and intoxicating liquor in the same manner and amounts not for consumption on the premises where sold as may be sold by the holders of D-1 and D-2 permits. The holder of a D-5j permit may exercise the same privileges, and shall observe the same hours of operation, as the holder of a D-5 permit.

The D-5j permit shall be issued only within a community entertainment district that is designated under section 4301.80 of the Revised Code. The permit shall not be issued to a community entertainment district that is designated under divisions (B) and (C) of section 4301.80 of the Revised Code if the district does not meet one of the following qualifications:

1. It is located in a municipal corporation with a population of at least one hundred thousand.

2. It is located in a municipal corporation with a population of at least twenty thousand, and either of the following applies:
   a. It contains an amusement park the rides of which have been issued a permit by the department of agriculture under Chapter 1711. of the Revised Code.
   b. Not less than fifty million dollars will be invested in development and construction in the community entertainment district's area located in the municipal corporation.

3. It is located in a township with a population of at least forty thousand.

4. It is located in a township with a population of at least twenty thousand, and not less than seventy million dollars will be invested in development and construction in the community entertainment district's area located in the township.

5. It is located in a municipal corporation with a population between seven thousand and twenty thousand, and both of the following apply:
   a. The municipal corporation was incorporated as a village prior to calendar year 1880 and currently has a historic downtown business district.
   b. The municipal corporation is located in the same county as another municipal corporation with at least one community entertainment district.

6. It is located in a municipal corporation with a population of at least ten thousand, and not less than seventy million dollars will be invested in development and construction in the community entertainment district's area located in the municipal corporation.

7. It is located in a municipal corporation with a population of at least three thousand, and not less than one hundred fifty million dollars will be invested in development and construction in the community entertainment district's area located in the municipal corporation.

The location of a D-5j permit may be transferred only within the geographic boundaries of the community entertainment district in which it was issued and shall not be transferred outside the geographic boundaries of that district.
Not more than one D-5j permit shall be issued within each community entertainment district for each five acres of land located within the district. Not more than fifteen D-5j permits may be issued within a single community entertainment district. Except as otherwise provided in division (J)(4) of this section, no quota restrictions shall be placed upon the number of D-5j permits that may be issued.

The fee for a D-5j permit is two thousand three hundred forty-four dollars.
<table>
<thead>
<tr>
<th>City</th>
<th>ID</th>
<th>Category</th>
</tr>
</thead>
<tbody>
<tr>
<td>D5J</td>
<td>$2,344</td>
<td>ORC 4303 181 (Same as D5). Community Entertainment District.</td>
</tr>
</tbody>
</table>